

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

UNITED STATES OF AMERICA

VS.

CRIMINAL NO.

**AMSOUTH BANCORPORATION and
AMSOUTH BANK**

**ORDER APPROVING DEFERRED PROSECUTION AGREEMENT AND
EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT**

This cause is before the Court on the Joint Motion for Approval of Deferred Prosecution Agreement and Exclusion of Time Under the Speedy Trial Act submitted by the United States of America and Defendants AMSOUTH BANCORPORATION and AMSOUTH BANK (collectively "AmSouth"). Having considered the Motion and after a careful review of the Deferred Prosecution Agreement dated October 12, 2004, the attachments thereto, and the Information filed in this matter, the Court find that the Joint Motion is well taken and should be granted.

IT IS THEREFORE ORDERED that the Joint Motion for Approval of Deferred Prosecution Agreement and Exclusion of Time Under the Speedy Trial Act should be and hereby is granted.

IT IS FURTHER ORDERED that the Deferred Prosecution Agreement is hereby APPROVED by the Court and that the period of delay of twelve (12) months set forth in Paragraph 6 of the Deferred Prosecution Agreement is for the purpose of allowing AmSouth to meet its obligations under the Deferred Prosecution Agreement.

IT IS FURTHER ORDERED that the twelve (12) month period described in paragraph 6 of the Deferred Prosecution Agreement is EXCLUDED from the computation of time within which trial on the charge set forth in the Information filed in this matter must commence pursuant to Title 18, United States Code, Section 3161(h)(2).

IT IS FURTHER ORDERED that Exhibit 1 to the Deferred Prosecution Agreement containing specific customer information shall remain under seal.

SO ORDERED, this the _____ day of October, 2004.

UNITED STATES DISTRICT JUDGE